

II. COSTS

The parties have agreed to share the ADR costs as follows (do not complete percentages for Court sponsored arbitration. For that process, costs are paid by the Court in accordance with 28 USC §658.):

_____ 33.34 % by Plaintiffs ECL Group, LLC d/b/a Eye Care Leaders and Eli
Research India Private Limited, jointly
_____ 33.33 % by Defendants Sourabh Moharil, Abhay Jaiswal, and Agilite Global
Solutions Company, LLC, jointly
_____ 33.33 % by Defendant Managed Markets Insight and Technology, LLC

If a dispute arises as to compensation and costs for the mediator/neutral evaluator/private arbitrator, the Court will set reasonable compensation and costs.

III. NEUTRAL

The parties hereby designate by agreement the following individual to serve as a Neutral in the above-styled action:

Name of Neutral: _____
Address of Neutral: _____
Telephone & FAX Numbers: _____ Phone: _____ Fax: _____
Email address of Neutral: _____
Date of ADR Session: _____ By _____

As described in Section 6 of the Fed. R. Civ. P. 26(f) Report of the Parties, Plaintiffs believe mediation should occur by August 24, 2022, after written discovery and a limited exchange of documents.

Defendants believe that the Court and parties will benefit from exploring early mediation in the time frame contemplated by the Local Rules. Defendants are amenable to exchanging limited information in advance of any early mediation, but oppose engaging in any pre-mediation formal ESI discovery because the expense associated with engaging in electronic discovery on multiple occasions is not proportional to the claims at issue in the litigation.

The parties respectfully request they be allowed to finalize this section, as well as the names of the corporate representatives who will be attending the mediation, after the Initial Scheduling Conference on April 26, 2022. The parties will contact prospective neutrals and will determine availability to conduct the ADR session within the timeframe being discussed by the parties.

IV. PARTICIPANTS

Name and title of the individual(s) who will be attending the mediation or early neutral evaluation session, **in addition to counsel**, in accordance with **Section 2.7 (Attendance at Session)** of the Court's ADR Policies and Procedures:

Stephanie K. Osteen
Attorney for Plaintiff

ECL Group, LLC d/b/a Eye Care Leaders
Plaintiff

Corporate Representative (Name and Title)

Stephanie K. Osteen
Attorney for Plaintiff

Eli Research India Private Limited
Plaintiff

Corporate Representatives (Name and Title)

Louis A. DePaul
Attorney for Defendant

Sourabh Moharil
Defendant

Louis A. DePaul
Attorney for Defendant

Abhay Jaiswal
Defendant

Louis A. DePaul
Attorney for Defendant

Agilite Global Solutions Company, LLC
Defendant

Corporate Representatives (Name and Title)

John W. Shaw
Attorney for Defendant

Managed Markets Insight and Technology, LLC
Defendant

Corporate Representatives (Name and Title)

If there is insufficient space to list all parties who will be attending the session, please add additional sheets as necessary.

Each party certifies that the representative(s) attending the ADR session on its behalf has full and complete settlement authority, **as specified in sub-section (A)(1-3) of the above section of the Court's ADR Policies and Procedures.**

V. ACKNOWLEDGEMENT

We, the undersigned parties to this action, declare that this stipulation is both consensual and mutual.

Dated: April 19, 2022

s/ Andrew P. Giel
Andrew P. Giel
Attorney for Plaintiffs,
ECL Group, LLC d/b/a Eye Care
Leaders and Eli Research India Private
Limited

Dated: April 19, 2022

Louis A. DePaul
Louis A. DePaul
Attorney for Defendants,
Sourabh Moharil, Abhay Jaiswal, and
Agilite Global Solutions Company, LLC

Dated: April 19, 2022

John W. Shaw
John W. Shaw
Attorney for Defendant,
Managed Markets Insight and
Technology, LLC

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